

B. J. 11. 119/105
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COLLECTION
OF
PAPERS

Relative to the
PROSECUTION
Now carrying on in the CHANCELLOR'S COURT;
in OXFORD,

AGAINST
MR. KYNASTON,
By MATTHEW MADDOCK, Clerk,
Rector of Catworth and Holywell, in the County of
Huntingdon; and Chaplain to his Grace the
Duke of MANCHESTER;

For the Charge of
ADULTERY
Alledged against the said MATTHEW MADDOCK;

By JOHN KYNASTON, M.A.

Invenit etiam amulos infelix nequitia: quid se floreat, vigetque?
TACITUS.

*It is not an open Enemy that hath done me this Dishonour; for then
I could have borne it;
Neither was it mine Adversary that did magnify himself against me;
for then peradventure I would have hid myself from him:
But it was even THOU, my Companion, my Guide, and mine
own familiar Friend:
We took sweet Counsel together; and walked in the House of God as
Friends.*

*Give Sentence with me, O God, and defend my Cause: O deliver me
from the deceitful and wicked Man.*

*For mine Enemies speak against me; and they that lay wait for my
Soul, take their Counsel together: saying, persecute him, and take
him: for there is none to deliver him.*

PSALMS.

L O N D O N:
Printed for the AUTHOR, in the Year 1764.





To the READER.

IT is much against my Inclination that I am obliged to appear in Print. I am too conscious of my Inabilities to expect the least degree of Fame, or Reputation, from any Production of mine. Nothing but absolute Necessity, and a Sense of the unparalelled Injuries which I have received, could ever have induced me to address the Public from the Press. I was lately advised by a worthy Friend, whose Goodness of Heart is, probably, much superior to his Judgment, to publish a Latin Oration, (which was sometime ago pronounced, *ex Officio*, before a private Society in the University, and was never intended for the Eye of the Public) in order to evince to the World, that neither is my *Heart* so corrupt, nor my *Head*, as yet, so *disordered*, as the false Tongue of my Enemy, to screen the Vices of it's owner, and to take off from the Force of my Evidence, hath of late industriously laboured to represent them. He *first* attacked my *moral* Character: but the general Course of my Life sufficiently refuted *this* Charge. I have resided in the University for more than three Years past; and am neither afraid nor ashamed thus publicly to appeal to the Re-

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verend the Principal and Fellows of the Society; to which I have the Honor to belong; and to every Gentleman whom I have the Pleasure of knowing; whether my Conduct *there* hath not been *inoffensive* at least, and perfectly *irreproachable*: whether I have ever been guilty of any the least Enormity, or given any the least Scandal: whether any thing *criminal* or *culpable* hath ever been remarked, either in my *Conversation* or my *Behavior*, except only what Regards the *unfortunate* Affair, which I have been *cajoled* into by the most infamous Artifices, of a *notorious ADULTERER*, to become a *convenient* Cover for *his* Intrigue: whether I have not, on the contrary, during my Residence in *Oxford*, been remarkable for Studiousness, Temperance, and Sobriety; for Regularity and Decency as an Academic, unless when prevented by Illness from attending the public Duties of the College: whether my Time hath not been employed, and my Attention engaged in the most rational and laudable Studies and Pursuits, agreeable to the Character of a Gentleman, and a Scholar? It is, I must confess, equally awkward and ungracious to make this public Appeal to the World in defence of my Character: it is much more suitable to the vain-glorious and ostentatious Disposition of my Enemy, than to the natural Shyness and Reservedness of my ~~self~~. But the cruel Necessity which compels me to it, will be my best Excuse; and the Truth my most effectual Vindication. I am, indeed, a *Wretch*; but I have not yet learned to be a *Rascal*: should I ever think it *eligible* to take up *that* Profession, I know *where* to find an *able Instructor*! *Maddock* was so well aware of this, that he hath found it convenient to change the Nature of his Charge,

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and to attack my * Understanding. He knew that he should in vain persist to impute the Accusation which I have brought against him, to the *Depravity of my Heart*; because my general Character would give the Lie to the Imputation. He has therefore of late *more artfully ascribed it to the Insanity of my Mind*; to Frenzy and Madness. Well were it for *him* had he even *that Plea*. Well were it for *him* had he even *that Plea* to urge in Extenuation of *his Vices*! But notwithstanding the untimely End of his *Father*, and his *Sister*, both of whom unhappily perished by *their own Hands*; notwithstanding the Frenzy which actuated his *Brother*, † the INFORMER, to take away the Lives of the misguided Wretches, with whom he had been engaged in the self same unnatural Rebellion; *this Man*, it is notorious, *this more enlightened Man* hath shewn so much of *Artifice and Management* in the conducting of the many adulterous Amours in which he hath been concerned, as, *hitherto*, to be precluded the Possibility of attributing *his Crimes* to a *disordered Understanding*!

It is a most ingenious Method to elude the Charge of ADULTERY by endeavoring to represent the Person who brings it as in a *State of Insanity*. Whether I am in such a State, or not, I intreat

* *Maddock*, not contented with having *injured* me in the *tenderest Point*, by debauching the Woman whom I was solemnly engaged to marry, and afterwards having *ruined* me for *reclaiming the Injury*; hath, by his *Emissaries*, represented me to several Gentlemen eminent in the Law, as a Person *disordered in my Senses*; and hath thereby deprived me of their Assistance.

† *Samuel Maddock*, who had been *first* (in the Year 1745) a REBEL, and a TRAITOR to his King, and afterwards (in the Year 1746,) gave Evidence against his rebellious Countrymen; was the *worthy Brother* of the *pious Matthew Maddock*. So natural to him are PERFIDY and TREACHERY!

my Readers to suspend their Opinion, till they see what I have to say in support of the Charge; let them *then* determine.

In the mean Time, I hope that the Necessity which compels me to it, will, to the candid and the humane, apologize for this present Publication. It is extorted from me by a Series of the most subtle Villainy, and artfully-concerted Oppression that were, perhaps, ever planned for the Ruin of any one Individual. The Man who hath conducted the Scheme of my Destruction, hath, by the Superiority of his Fortune, had the Address to keep himself concealed from the Eye of the World; and by *Bribery*, and other *baser Art*, hath *hitherto* suppressed the *more evident* Proofs of his Guilt. Why else durst he not suffer Miss *Kendrick* to appear against me *last Year* at the open Sessions? Why dares he not *now* submit to a public Examination of the several Persons whom I have publicly challenged? Why? but because he well knows that it is capable of Proof, and he dares not run the Risk of that Proof being attempted, *when, where, and by whom* he was introduced to Miss *K.* in *May 1762*: *where* he has since had a private Lodging for her in the Name of Mrs. *Rain*: and *where* he has occasionally met her. I again publicly call upon him, in the Face of the World, to venture *her Brother, only*, with *three* other Persons whom I shall select, into a Court of Common Law; there to undergo such Examination as shall be thought requisite. If he be *innocent*, why does he decline *this Method* of asserting his Innocence? Why does he dread so *fair* a Trial?

Since I have so artful and powerful an Enemy to contend with, as all who are acquainted with his *true Character* and *ample Fortune*, must ac-
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knowledge him to be; since he has fixed upon that particular Mode of Prosecution, which he conceives to be the most secure for himself, and the most embarrassing to me: since by this Method he hath deprived me of that Variety of Evidence, which would the most effectually, and the most fatally convict him: I have determined to continue no longer silent under my Sufferings. I think it my Duty to make this public Appeal to the University, (before whose Tribunal I now am summoned) as I am thoroughly persuaded, that almost every Member of it is totally ignorant of the *real* State of the Affair depending in *that* Court. I have, in a distinct * Narrative, laid open the whole Scene of Iniquity, the Discovery of which *in private* has involved me in the most ruinous Distress, and brought upon me this present Prosecution: and have traced it minutely from its *first Origin*. From hence it will appear, that the injurious Prosecutor, true to the † Maxims of corrupt human Nature; and stung with Resentment for being detected in an Act of the most flagrant Treachery to his *Friend*, his *Wife*, and his *God*; is at *this Instant* taking that Vengeance which he denounced against me, near four Years ago; when he declared to my Face, (November 5th, 1760.) in the Presence of the Rev. Mr. Hewit, a Clergyman well known in *Northamptonshire*, that “*He would have SIGNAL SATISFACTION.*” From hence it will likewise be evident to the *Understandings* of Mankind (and I do not,

* This Narrative is already prepared, and shall, at a *proper Time*, and in a *proper Form*, be submitted to the Judgment of the University.

† *Proprium humani ingenii est, odisse quem laeseris.* TACITUS.

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from *my own Testimony*, attempt more than a *rational Conviction*) that he hath been employed, since that Period, agreeably to the vindictive Principles of his Nature, in devising Methods to obtain *that Satisfaction*; in forming, behind the Curtain, the Plan of my * Destruction, which he is

* On *Thursday, September 23d, 1762*, which was the last Time I saw *Maddock*, I expostulated with him on the Injury he was *then* intending to do to me. I told him I could wish, for the Sake of both of us, that "*he would content himself with the Injury which he had already done me; and would keep what he had got:*" alluding to the Injury I had received from him in his own House two Years before, in *September, 1760*; and to the Situation of *Miss Kendrick*, who was, at the Time of this Expostulation, with Child by *Maddock*. He seemed to be under great Apprehensions of Danger from me: the Consciousness of his Guilt, and of the irreparable Injury which he had done to me, occasioned him to suspect, or to pretend to suspect, that I had some Designs against his Life. He expressed these Apprehensions, that Day, in the most *abject* Manner, to the *Rev. Mr. Markham*, one of the Fellows of *Brazen Nose College*. Whilst he was conversing with me, he appeared to be violently agitated: He said, "*he would not be insulted:*" and when I charged him peremptorily with the Injury, by which he was designing to ruin me, he answered me in these remarkable Words, which I shall leave every Reader to interpret according to his own Judgment: "*You had better be quiet: you have a great Deal to lose; and I have NOTHING: I can take away your Fellowship any Day.*" I bade him to set about it *that Day*, if he thought proper: "*No,*" says he, "*I shall do it AT MY OWN TIME.*" From this true Account of the Conversation, I shall leave it to the Judgment of the impartial Reader to determine, whether the *TIME intended* does not appear to have been the *Time* when *Miss K.* was sent to the *College, February 10th, 1763*; and as she there met with a Repulse, whether that *TIME* may not be farther understood of the *Time* when *Kendrick* brought his Action against me in the Court of *King's Bench*; and whether this Threat of *Maddock's*, that "*he would take away my Fellowship at his OWN TIME,*" may not, at *this Instant*, be receiving it's final Completion; since, after having raised the Cry and Clamor of the University, by Means of *Kendrick's* Prosecution in the Court of *King's Bench*; and after having thereby excited a general Odium against me, he is now prosecuting me for the Contents of a *Letter*, for which he might have prosecuted me, with more Propriety, two Years ago.

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now stepping forth to carry into Execution. Little solicitous, however, about the Event of his secret Machinations, and perfectly undismayed with the Prospect of the Ruin which he has long threatened, and is now preparing to bring upon me; though I have every Thing to apprehend from him that *Power*, supported by *Opulence*, and directed by a *Genius* long disciplined in the *School of Intrigue*, can effect; though I have the *Indigence* and *Necessities* of the Family of the *Kendricks* to contend with, no less than the *Interest* and the *Fortune* of *Maddock*; I rely solely upon GOD, who knows my complicated Injuries, and will, in *due Time*, redress them. I now, more than ever, esteem it my peculiar Felicity to have been bred a CHRISTIAN: to be animated with the infallible Assurances of a *future State of Retribution*: where no *Artifice*, no *Subterfuges* shall avail; where *Fraud* and *Oppression* shall hide their *confused Faces*; and where *Truth* and *Justice* shall be finally triumphant.

June 18,
1764.

E R R A T A.

Page 4, Line 19th, read (*and I had the strongest Reasons for my Suspicions.*)

In the Note Page *7, Line 1st, after the Words, "The Gentleman from whom, in *August*, 1762, "I discovered," &c. read, [*This Gentleman was the Rev. Dr. Kippax, Rector of Brington, in Huntingdonshire.*]

Page *8, Line 3d, read, *This very Mistake itself must surely evince to the Reason of Mankind, that there was some other Person concealed, who had the best Right to the Filiation; for if, &c.*

Page 10, Line 17th, read, *I found my Sensibility awakened beyond the Power of silently acquiescing under the Injury; and immediately inserted, &c.*

T H E
C A S E
O F
JOHN KYNASTON.

IN *Trinity Vacation* last, *October 31st*, 1763, I was served with a Writ, issuing out of the Court of *King's Bench*, at the Instance of *Thomas Kendrick*, one of the Clerks in the Victualling Office, for an Assault and Trespass: the Occasion of which was this. Miss *Martha Maria Kendrick*, the Sister of the said T. K. on *Thursday, February 10th*, 1763, was sent to the Rev. Mr. *Napleton*, one of the Fellows of *Brazen Nose College*, (by whom it may, probably, hereafter more clearly appear) to prefer some certain Accusations against me. But he happening to have Company in his Room at the Time she waited upon him, had then no Opportunity of attending to her Complaints; and being afterwards informed by me of the true Design of her Visit, he excused himself by a Letter from having any Concern or Connexion with her, or her Story. What Opinion that Gentleman entertained of this Matter; what Reasons he gave for the Opinion

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which he entertained; who was the Person whom he suspected to have sent Miss *Kendrick* to him; and what Reasons he had for his Suspicions, I forbear to mention: altho' he favoured me with a full Explanation of his Sentiments at that Time; which was far from diminishing the firm Conviction I already had of this Affair in my own Breast. Some Circumstances which had occurred several *Months* before, (in *September 1762*) and which Mr. *Napleton* now recollected, rendered his Conjectures on this Head as probable to himself; as the variety of Reasons which I shall hereafter have occasion to lay together, had before rendered mine to me clear and convincing.

Miss K. having met with a Repulse from Mr. N. the next Day, *February 11th*, waited on the Rev. Dr. *Tarborough*, the Principal of *Brasen Nose College*. She staid with him near an Hour; and employed about the half of that Time in exculpating Mr. *Maddock* from having any Connexions with her; to the infinite Astonishment of the Principal, who had never once mentioned *Maddock's* Name. After she had, as she imagined, sufficiently vindicated his Character, she next attacked mine: said that she was with Child by me, and was come to the *College* to make her Complaints and to filiate her Child: she almost insisted on having her Oath admitted, till the Principal with equal Tenderness and Propriety assured her, that he was not a Magistrate; that he had not the Power of administering an Oath; but that if she was determined to filiate, there were several Gentlemen in *Oxford* before whom she might legally do it. This, however, she declined.

She left *Oxford* on *Saturday, February 12th*: I heard no more from her: she gave me not the least

least Disturbance : nor ever intended to have molested me more, (as she afterwards confessed) had I not myself been determined, tho' with the utter Loss of my Fortune, and the Ruin of my Character, and Peace of Mind, to search out this Scene of Iniquity, and if possible to bring it to light. For this Purpole I wrote two Letters, the one to herself, and the other to her Brother, in the beginning of *April*, to desire an Interview : I received an Answer from her on *Tuesday, April 19th*, in which she appointed to meet me with her Brother, in *London*, on the *Monday* following. I went to *London* accordingly ; and on *Tuesday, April 26th*, I met with him, but was told that his Sister had been brought to bed on the *Tuesday* before. I pressed him to tell me where she was : he refused to do it, unless I would give him a Sum of Money for the Information. He modestly demanded Ten Pounds. I prevailed on him, however, to walk into a Tavern ; and there, without doing him any Injury, or intending him any, I obliged him to discover the Place of her Retreat : which proved to be *Eltbam* in *Kent*. This is the ground of the Prosecution, with which I have been harrassed since *November* last, to the utter Ruin of my Fortune ; without having ever yet been able to bring on a Trial, which is now as industriously avoided on the Part of my Prosecutor's Principal, as it is earnestly desired by me. [Why this Fear and Anxiety, unless from the Apprehension that, in the Course of it, some lights may possibly be thrown upon a Transaction, which they now wish to have for ever buried in Oblivion ?]

Upon the Discovery of Miss *Kendrick's* Retreat, I went immediately to *Eltbam*, in order to apply to the Parish Officers ; but was directed to one Mr.

Newland, who transacts all the Parish Business. To him I stated my case. I told him that there was a Woman then lying-in, in the Parish, who had pretended to be with Child by me : that by the Direction of the Gentleman, whose Hands she was in, and who was the real Father of the Child, she had made one Effort in the *College*, of which I had the Honour to be a Member, in Order to deprive me of my Fortune : that she had afterwards secreted herself from my Knowledge ; and that I had at last discovered her by an Accident : that she was not, nor possibly could be Mother of a Child by me : and that, from the whole Management of this Business, it was clear to me, since the Failure of the Attempt in *College*, the true Father of the Child, whoever he was, had thought it most advisable to take it quietly and easily himself : and if he was the Person whom I suspected, (and had the strongest Reasons for my Suspicions) there were additional Motives of a prudential Nature, which might induce him to acquiesce, and to support the Fruits of his adulterous Passion : that, however, I was at all Adventures determined, that some Father should be found, and the Child should be filiated.

From Mr. *Newland* I went to Miss *Kendrick*. Her Astonishment at the Sight of me is inconceivable. She asked me, "how in the Name of God I came thither, and for what End?" I told her in few Words, "That I was determined to compel her to a Filiation." She then broke out with great Vehemence, that "She neither would filiate the Child, nor could she be compelled to it." When I asked her whose the Child was, she answered, "What is that to you? Do I ask you for any Thing? What Business have you to pursue me, and to hunt me out here? Had you not found
" me

“ me out, you should never have heard of me or
 “ the Child more.”—I peremptorily insisted on
 her filiating the Child. She as peremptorily re-
 fused to do it. Adding, “ that the Parish Officers
 “ could not lay their Hands upon her till the
 “ Month was expired; and that, before it was,
 “ she would run away from the Parish, and would
 “ carry the Child along with her.” And accord-
 ingly she would not commit the Child to the
 Care of a Nurse, whom she had engaged for it,
 and who happened accidentally to call at her Lodg-
 ings one Day when I was with her, till she had
 taken further Time to consider of it: [that is, till
 she had by Letter consulted her Keeper, and taken
 his Instructions how she should act.]

Upon her absolutely refusing to filiate, I re-
 newed my Remonstrances to Mr. *Newland*: I
 desired that a Vestry might be called to *compel* her
 to it, and to secure her Person in the Parish till
 the Filiation was made: I told him the Reasons
 I had to believe that she intended, before the
 Month was expired, either to carry the Child
 away with her out of the Parish; or to withdraw
 herself, and to leave the Child behind her; ac-
 cording as she should be instructed to act. The
 more effectually to frustrate both these Designs, I
 thought it necessary that some very strict Injun-
 ctions should be laid upon *Lawrance*, the Master
 of the House where she then lay-in, to make him
 answerable to the Parish for her Appearance at
 the End of the Month; and to suffer her to es-
 cape at *his Peril*. A Vestry was accordingly cal-
 led on *Sunday, May 1st*: *Lawrance* was summon-
 ed before it; and was threatened with the sever-
 est Marks of the Displeasure of the Parish, (I
 think by the Rev. Mr. *Pinnell*, the Vicar, to whom
 I had

I had on this Occasion repeatedly applied,) if he did not secure Miss K. till the Month was expired, and defeat her in the Project she had formed of evading a Filiation; and thereby eluding the Measures, which I had taken, with infinite Trouble and Expence, to bring this infamous Affair to light, and the *Author* of it to justice.

Lawrance was now obliged to become Surety for Miss K's Appearance. But how averse he was to it evidently appeared from hence, that, finding me at his return from the Vestry sitting with her, he immediately broke out into the most opprobrious Language, (in which he was joined by Miss K. herself) and loaded me with Curses. He durst not break the Promise he had given to the Parish; as he was threatened with utter Ruin, by the Loss of his Business, on the Breach of it: Miss K. was now precluded all Possibility of putting either of her Designs in Execution: I had made no more Scruple of declaring my Sentiments, who was the real Father of the Child, to the whole Parish, than I had to herself: she therefore thought proper, as soon as the Month was elapsed, [and her Instructions, it may be presumed, were arrived] to filiate the Child.

I returned from *Eltbam* to *London*, on *Monday, May 2d*, in Company with the *Rev. Mr. Higginson*, late of *University College*, in *Oxford*, then Curate of *Eltbam*. In my Presence, and at my Desire he examined very minutely into the Particulars of a Circumstance which I had learned on the *Saturday* before, from the Mouth of *Thomas Baskcombe*; a Youth who drives the *Eltbam Stage Coach*: which, I think, must prove, to a *Demonstration*, who was the Father of the Child, which had been filiated upon me. To set this
Affair

Affair in a proper Light, it may be necessary to premise, that as, from indisputable Testimony, I can prove *Maddock* to have been absent from *Catworth* for Ten Days, at the *beginning of the Forty Weeks*; from Sunday Evening, * *June 27th*, to Thursday, *July 8th*, 1762; I was naturally induced to believe that he would make some Excuse for an Excursion at the *End of that Term*. And accordingly he will not deny that he left *Catworth*, on Monday, *April 11th*, 1763, (the Week after *Easter Week*,) on pretence of paying a Visit with his Wife, and her Sister, in *Essex*. This is precisely *Forty Weeks*, from the Term before specified; and this was the Time, about which Miss *K.* expected to ly-in; as I can prove from the Evidence of Mrs. *Bradshaw*, the Midwife, who delivered her. She had first fixed a Period, *earlier*, for her Delivery; by which Time of Computation it must have been absolutely impossible, *in the Course of Nature*, that she should be with Child by me: because, from the College Book I could have proved myself, *at the Commence-*

* The Gentleman, from whom, in *August 1762*, I discovered this second Excursion which *Maddock* had made, *without his Wife*, after Miss *Kendrick's* Arrival in London, as he mentioned it from his Memory, was mistaken in the *precise Time*; which led me into an Error. But this was afterwards rectified, from a Minute entered upon the Sermon which was preached at *Catworth Church*, on Sunday, *July 4th*, by the Clergyman who officiated for *Maddock* in his Absence, viz. the Rev. Mr. *Strong*, Rector of *Hargrave*, in *Northamptonshire*. *Maddock* made his first Elopement, *without his Wife*, on Monday, *May 24th*; deserting, to the Astonishment of every one, the general Meeting which was held on Tuesday, the 25th, at *Huntingdon*, for the Nomination of Lord *Charles Greville Montagu*, to succeed the present Duke of *Manchester*, as Knight of the Shire. But Miss *Kendrick* had arrived in London on the Friday before, *May 21st*!

ment of that Time, to have been resident in *Oxford*. And though she was mistaken in this *first* and *earlier* Computation; this *very Mistake itself*, must surely evince to the Reason of Mankind, that if the Reckoning of her going with Child commenced from *three Weeks*, or a *Month*, before the Time I saw her, that Child could not possibly have me for it's Father. That she *did* make this *Miscalculation*, I can prove from the Testimony of the Midwife; if she still continues *unbiassed*, and *uncorrupted*: for she declared thus much to me, in the Presence of Mr. *Higginson*, in that Gentleman's Lodgings at *Eltham*; and the Observation she made upon it was, that this Error in the Reckoning, together with some other suspicious Appearances, gave her the first Occasion for believing that Miss *K.* was not a married Woman, as she pretended, but was *occasionally* visited, at *stated Periods*, by some *Gallant*:

As soon as I was advised, that *Maddock* set out on his Journey, *April 11th*, I doubted not, but that, agreeably to the Opinion I had before entertained, he had made Choice of this *particular Time*, for *particular Reasons*, and *particular Information*. I imagined, that whenever I could discover the Place of Miss *K's* Retreat, I should discover too that the *Gentleman in grey Hair*, had *there* paid her a Visit. Before I set out for *London* to attempt this Discovery, I found, on Application to * Mr. *Samuel Malbon*, Apothecary in *Oxford*, by Means of the Rev. Mr. *Barker*, on *Friday, April 22d*, that *Maddock*, since he left *Catworth*, had actually been in *London*: I doubted not what had been one *principal* Part of his Business *there*, and his *true* Motive for leaving his Wife, and her

* *Maddock's* Brother in Law.

Sister, behind him in *Essex*. On examining *Thomas Bascombe*, I likewise discovered these Particulars : " That he had carried Miss K. and her Brother to *Eltbam* when she retired thither in *February* : that he had taken the Brother down thither at other Times : had seen him frequently on the Road to *Eltbam*, and in the Town : that therefore he perfectly well knew him : that sometime in the *Week before* he gave me this Information, (which was on *Saturday, April 30th,*) and, *to the best of his Remembrance, on the Wednesday Sevensnight before*, which was *April 20th*, he had taken up in the Yard of the *Spread-Eagle Inn* in *Gracechurch-Street*, Two Gentlemen, who had not, before they were taken up, engaged Places in his Coach : that the one of them, he *knew* to be the Brother of the young Woman, who was then lying-in at *Lawrance's* ; and the other he described to be *about my Size* ; of a *ruddy Complexion* ; wearing *his own gray Hair*." I asked him " whether they appeared to be acquainted with each other, and to come in Company ?" He said " they both came together, and ordered themselves to be set down together, at *the End of Eltbam Town, nearest to London* : that he took the more particular Notice of them, because they alighted at the *End of the Town*, and walked together a considerable Way down a Lane in his Sight towards the Fields." [These circumstances, as far as I could collect from the young Man, occasioned him to suspect that they did not chuse to be seen publickly in the Town.] On *Monday, May 2d*, I desired Mr. *Higginson* to examine *Bascombe* himself, and to take down his Examination in Writing. This he very obligingly did ; shewing the same generous Disposition, which I had before

fore experienced in Mr. Pinnell, to contribute all in his Power towards the Discovery of this Scene of Villainy. The following is a literal Copy of the Examination.

“ I have examined *Thomas Bascomb*, the Person who drives the *Eltham* Stage Coach, and am assur’d by him, that on *Wednesday*, the 20th of *April* last, he took up two Gentlemen in *London*, and set them down at the End of *Eltham* Town, the one of whom he has seen frequently, and knows to be the Person who brought down the young Woman, now lying in at — *Laurence’s*, in *Eltham*; the other he describes of a ruddy Complexion, wearing his own grey Hair.”

“ *May* 2d,
“ 1763.”

“ *WILL^M. HIGGINSON*,
“ Curate of *Eltham*.”

This I aver to have been the genuine, spontaneous Declaration of *Thomas Bascombe*. What tampering there may since have been with him, or with any other of the Evidences necessary for my Defence; I neither know nor am solicitous enough to inquire. I am anxious only to bring out the Truth; to evince to the World, that I am one of the most injured Men in it; and to point out the Injurer. He may at present triumph in his Villainy: he may avail himself of the Superiority of his Fortune, and the Influence he derives from it: he may pervert both to the Grati-

Gratification of his *Revenge*, (as he *already* has to the Gratification of his *Lust*) and the Accomplishment of *my Destruction*: but I have given up every Expectation in *this* Life, and shall therefore barely hint to him, in the full Career of his Passions, that his Persecution of me will serve only to furnish him with more ample Matter for Repentance, and to enhance his future Condemnation!

As soon as I was advised, by a Letter from Mr. *Newland*, that the Child had been filiated on *Wednesday, May 18th*, before ——— *Savary*, of *Greenwich*, Esq; one of his Majesty's Justices of the Peace for the County of *Kent*; I returned to *Eltham* the Week following, on the 25th, and brought with me from *Oxford*, Mr. *Charles Taylor*, an Attorney at Law: being determined to appeal to the Quarter Sessions (as I well knew it to be absolutely impossible that the Child should be mine) and to stand a Trial. Mr. *Taylor* and I waited on Miss *Kendrick* as soon as we arrived at *Eltham*; hoping to prevail upon her, by our Persuasions, to consent peaceably to attend us the next Morning to the Justice, and to submit to an Examination before my Face. But here we met with every Mark of the most flagrant Guilt; as it evidently appeared in the Whole of her Behavior to Mr. *Taylor*, from the little he saw of her; no less than to myself. She had been in constant Expectation of a Visit of this kind for several Days; she was alarmed with the Injury she had been compelled or persuaded to do to me; she was perpetually upon the Listen (as she afterwards declared) and when we knocked at the Door, and rushed into the House without waiting for Admittance, I caught a Glance of her running
away

away, and endeavouring to hide herself; nor was it without the utmost Difficulty that I could prevail upon her to return into the Room where Mr. Taylor was waiting to make the above-named Proposal to her. * [But she had been sufficiently instructed to be upon her Guard, and to be cautious what might escape from her in the Presence of a Witness.] To all Mr. Taylor's Questions therefore, the only Answer she gave, was "*that she would answer nothing at all.*" And she was punctual to her Word. He could not extort a Syllable from her; so that he at last forbore to propose any more Questions to her. I then desired her to walk with me into another Room. She did so. Upon my reproaching her with the irreparable Injury she had done to me, which might, for ought I knew, prove as fatal to my Fortune, as it had already proved to my Quiet and Peace of Mind; and upon observing to her the Meanness, the Despicableness, the abject State of Mind she must be sunk to, to suffer herself, a Woman of Sense and Family, to be made the wretched Slave of a married Man's Passions for Bread, and the paltry Instrument of wreaking his Vengeance on a Man, whose only Offence, with regard to herself, had been the *Passionateness of his Affection* for her; but who had unhappily discovered too much of her private Intrigue with *that other*, to be ever forgiven: she burst out into an Agony of Grief and Despair, which,

* I do not undertake to attest upon Oath, my own Reflexions, which are interspersed throughout this Case, and, many of them, inclosed in Brackets; though I am in my Conscience convinced of the Truth and Propriety of them all. I swear to Facts alone.

for

for once, I can believe to have been real and undissembled. She appeared to me at that Instant to be, what, in the Transports of her Anguish she acknowledged herself to be, the greatest of all human Wretches: She seemed to labour with something which she could not, she durst not disclose. When I pathetically expostulated with her on the Injustice of filiating another Man's Child upon me, after it was evident from her secreting herself from my Knowledge, no less than from her former Confessions the first Time I saw her at *Eltham*, that she had never intended to see me, or molest me more, nor to give me any farther Trouble concerning either herself or the Child: all the Answer she would make, which she numbers of Times repeated in the Wildness of her Despair, "Why would you *compel* me to father it?" I told her I was determined to find her out, and to *compel* her to it, if she was in the Kingdom; and intreated her to shew me the only Act of Justice now in her Power: to confront me in the Morning before the Justice; to submit to an Examination; and afterwards to appear at the Quarter Sessions, in support of the Filiation. She answered, that "she had done all she intended to do; that she would never appear either before the Justice, or at the Quarter Sessions; that she would leave the House immediately, and would never give me an Opportunity of finding her more." Accordingly she ran away the next Morning out of the Parish; nor did she, as I have been informed, ever return to *Eltham*, till the Business of the Child was finally settled.

On *Thursday, May 26th*, Mr. *Taylor* and I waited upon Mr. *Savary*, at *Greenwich*, to offer my Recognizance for my Appearance at the next Quarter Sessions. But here every Obstacle was
thrown

thrown in my way, that Injustice and Iniquity could suggest. Mr. *Newland*, who attended us to *Greenwich*, with the Overseer of the Poor, had left us there in the Morning, and went to *Rotherbithe*; whither it afterwards appeared, from the Confession of * Mrs. *Hayward*, that Miss *Kendrick* had that Morning retired. He staid there several Hours, and desired us not to wait upon Mr. *Savary* till his return: He owned that he had been with Mr. *Savary* in private a considerable Time before we were introduced to him. When we were at last admitted, between Four and Five o'Clock in the Afternoon, I was treated with the utmost Superciliousness and Contumely; I was denied the common Right of a Subject; and my Appeal to the Quarter Sessions was over-ruled. Mr. *Taylor*, who offered to be bound with me for my Appearance, was brow-beaten, and refused to be accepted; so that at length by such a Series of Oppression and Tyranny, (to what cause soever it is to be imputed) as is scarcely to be conceived in a free Country; my Offer to enter into a Recognizance was rejected, and I was compelled either to deposit an enormous Sum of Money, or to give Security for the Maintenance of another Man's Child. I may therefore truly pronounce the Injuries which I have received on this Occasion, to be as unexampled, as they are irreparable: since I have at the same Time experienced the united Force of Adultery, Subornation of Perjury, Robbery, Fraud, Oppression, and almost every Species of Injustice and Iniquity.

* Mrs. *Hayward* then lived at the *King's Mills* at *Rotherbithe*. Here Miss *Kendrick* had her publick Lodgings, from the Time of her coming to Town, till she withdrew to *Eltham*.

On my return to *London* from *Eltbam* on *Friday, May 27*, I made an Affidavit either that Day or the Day following, before a Master in Chancery, that the Child which had been filiated upon me, on the 18th Day of that Month, was not mine; which Affidavit I have lately sent, inclosed in a Letter, to the Rev. Dr. *Tarborough*, Principal of *Brasen-Nose College*.

This being the true State of the Case, and these the unparallel'd Hardships under which I have labour'd, I resolv'd, contrary to the Advice of my Council, to plead the Privilege of a Member of the University to the Writ with which I had been served; imagining that the Gentleman who had engaged *Kendrick* to lend him his Name for the carrying on of this dirty Business, in order to gratify his diabolical Resentment, and to screen his own Infamy, would either not dare to pursue me into the Chancellor's Court; or if he should have the Effrontery to do it, still flattering myself with the pleasing Opportunity which I should then have of stating my Case, and laying open my Grievances in a Court of Equity, which the Nature of the Process precluded a Possibility of doing in a Court of Common Law. A Motion was accordingly made by my Council, the last Term, for the Cause to be remitted to the Cognizance of the Chancellor's Court of the University of *Oxford*; and in Consequence of it a Rule of Court was granted, to shew Cause the second Day of the present Term. But in the mean Time my Enemy's Agents and Emissaries in *Oxford*, were so industriously employed in raising the Cry and Clamour of the University against me, as to render my Plea of Privilege absolutely ineffectual. Every Mouth was opened upon me; so that the Ears of my Friends in College were daily

daily filled with Relations of my Ignominy and Disgrace; many of them to the last Degree foolish; most of them intirely false; and all of them highly aggravated by Persons who were set at work by my Enemy to blacken my Character for the Vindication of his; and whose Business it was to "lie in wait to deceive." I was therefore advised to retire from College immediately, till the Storm should subside, and the popular Prejudices should be a little abated. Conscious of the injurious Treatment which I had received from a Hand in the dark throughout the Whole of this iniquitous Business, and plainly perceiving the Artifice and Management with which it was conducted, in order the more effectually to impose upon the World, and to prejudice me in the Opinion of Mankind; my Sensibility was awakened beyond a Possibility of any longer Forbearance, and I immediately inserted the following Advertisement in the *Oxford Journal*. The Consequences of it are too well known to be here repeated. I shall only observe upon the Whole, that never was there, even in the Times which are transmitted to us in History as the most insidious and abandoned, a more refined Piece of artful Villainy projected for the Destruction of any one Individual, than that which has been planned, and is now playing off for the Destruction of me.

Copy of an Advertisement inserted in the *Oxford Journal*, of Feb. 25, 1764.

Speedily will be published, A State of the Case betwixt the Rev. Mr. Kynaston, and the Rev. Mr. Maddock, with respect to Miss Martha Maria Kendrick.

By JOHN KYNASTON, M. A.
Fellow of Brasen-Nose College.

Ex-

Existimafne meis me pignoribus poſſe terreri ?
Non iſta ſunt caedenda, ſi *Crallum* vis coercere:
hæc tibi excidenda eſt lingua, qua vel evulſa ſpi-
ritu ipſo LIBIDINEM tuam libertas mea refuta-
bit. CICERO.

Veritatem laborare nimis ſæpe aiunt, extingui
nunquam. LIV.

Copy of a Paper of Propoſals in *Maddock's*
Hand-writing, which I received incloſed in
a Letter from the Rev. Mr. *Markham*, one
of the Fellows of *Braſen-Noſe College*.
April 3, 1764.

“ Date of a Letter from *K.* to *M.*
April 21, 1762:

“ I am of Opinion that this Letter is a Libel
“ of the worſt Kind, and that the Writer of it
“ may be indicted for it at leaſt; probably the
“ Court of King's Bench would grant an Infor-
“ mation from it, or if Mr. *M.* rather chooſes
“ to proceed in the University Court, he may
“ have ſufficient Remedy there.

“ *J. G. Mar. 30, 1764.*”

“ The Letter here referred to cannot be for-
“ gotten by *K.* as it was read before many Wit-
“ neſſes in the common Room, who well remem-
“ ber the Contents of it. And tho' *M.* has ſo
“ many Methods of Redreſs, he deſires only a
“ Satisfaction, which the Vice Chancellor will
“ take Care he ſhall have in a legal Way, if *K.*
“ does not prove his Charge, or make the follow-
“ ing Submiſſion, which every Perſon here thinks

‘ highly reasonable, and from which *M.* will
 ‘ never recede, viz. That *K.* shall retract all the
 ‘ Insinuations to the Prejudice of the Character
 ‘ of *M.* published in a late Advertisement in
 ‘ the same public Paper, and in Person, or by
 ‘ Letter under his own Hand, ask Pardon of *M.*
 ‘ before the Vice Chancellor, which Submission
 ‘ and Acknowledgment shall be registered, and
 ‘ he give such Security as the Statute in that
 ‘ Case requires.’

‘ Oxford, March 31, 1764.’

To these Proposals I disdained to return *Mad-*
dock any Answer. To prevent Trouble, how-
 ever, I do hereby acknowledge the writing of
 the Letter above referred to, which contained
 the following Paragraph, or Words to the like
 Effect:

“ I will undertake to prove to the Under-
 “ standings of all Mankind, that you have
 “ committed Adultery in your own House.”

Tho’ I disdained to enter into any Conference
 or Correspondence with *Maddock*, I nevertheless
 thought it my Duty to address the following Let-
 ter, to the Principal and Fellows of *Brasen Nose*
College, by the Return of the Post. The hurry
 and Agitation of Spirits in which I wrote it occa-
 sioned a few Inaccuracies in the Expression, which
 are here rectified.

“ To

“ To the Reverend the Principal and Fellows
 “ of *Brasen Nose College, Oxford.*

“ Honored Sir;

“ and

“ Gentlemen;

“ This afternoon I received a Paper of Propo-
 “ fals, in Mr. *Maddock's* Hand writing; by
 “ which I understand, that he is determined to
 “ ruin me by a Prosecution in the Vice-Chan-
 “ cellor's Court, unless I will submit to the in-
 “ famous Terms of renouncing the Truth, and
 “ acknowledging myself a Villain upon Record. I
 “ thank God, I am neither so ill-principled, nor
 “ so mean-spirited, as to be cajoled by the spe-
 “ cious Appearances of unsolicited Candor, nor
 “ intimidated by the Menaces of Ruin, to sacri-
 “ fice my Conscience to my Interest. What I
 “ have asserted I know to be true: I know it to
 “ be so from the strongest circumstantial Evi-
 “ dence that the Case will admit of: and if I
 “ do not evince the Truth of it to the *Understand-*
 “ *ings* of all Mankind, (which was all I ever
 “ undertook to do,) I am willing to abide by
 “ the Consequences, and to perish: in full Con-
 “ fidence, however, that the God of Justice,
 “ who knows my Injuries, will publicly redress
 “ them in the Sight of Men and Angels at that
 “ Day, when superior Artifice, and superior For-
 “ tune shall lose their Influence, and Truth shall
 “ finally triumph. Were it possible for me to
 “ be reduced to the wretched alternative of apo-
 “ statizing from my Religion, or burning at
 “ the Stake; I hope there is no one within the
 “ Walls of the *College*, who can admit a Moment's
 “ Doubt whether of the two Proposals I should
 “ embrace: I am as firmly convinced of the
 “ Reality

Reality of the Crime alledged against *Maddock* ;
 the Injuries which I have received ; and the
 Hand from which I have received them ; as I
 am of the Merits and Satisfaction of Christ :
 and so far am I from being dismayed with the
 Prospect of the Ruin, which *M.* threatens to bring
 upon me, that I now do, and ever shall ac-
 count it my highest Honour, and my greatest
 Glory to suffer for the Truth ; for daring to
 affirm what I had the Testimony of several of
 my Senses to induce me to believe ; and what
 no Pains or Penalties, which it may be in the
 Power of the Laws of the Land, or any Judi-
 cature upon Earth to inflict, can ever *compel*
 me to disavow, and to retract. Were *Interest*
 my ruling Principle, and *Hypocrisy* the Means
 by which I pursued it ; had I the Baseness of
 Spirit, which, probably, was expected, or the
 Pliability at least which, perhaps, may be de-
 sired ; I might still, it seems, preserve the Re-
 mains of my Fortune, and escape the threa-
 tened Destruction on the *easy Terms* alone of
 supporting a *long suspected* Character by a pub-
 lic Recantation, and sacrificing my Conviction
 to my Conveniency ! But I detest the Propo-
 sals, and despise the Proposer ! He has already
 deprived me of my Happiness, and distress'd
 my Fortune by alienating the Affections of the
 Woman whom I considered as my Wife, and
 engaging me in an expensive Law suit on her
 Account. There is nothing now left to satiate
 his Revenge but my Liberty and my Life : let
 him take the Former as soon as he pleases, and
 in Consequence of it the Latter, before its na-
 tural Term be expired ; but let him at the
 same Time remember that there is still another
 Tribunal, before which we both must appear,
 and

Not in the Original

‘ and’ “that for all these Things God shall bring
 ‘ him into Judgment.”

I am, &c.

London,
 April 3, 1764.

J. KYNASTON,

Copy of a Letter to a Gentleman in Oxford.

‘ Dear Sir,

‘ Yesterday I received Proposals of Accom-
 ‘ modation written by Mr. *Maddock*; a Copy of
 ‘ which, together with that of a Letter, which
 ‘ in Consequence of it, I thought it my Duty to
 ‘ address to the Rev. the Principal and Fellows
 ‘ of *Brasen Nose College*, I have here subjoined. As
 ‘ that Letter contains the Reasons which render
 ‘ it impracticable for me, consistently with my
 ‘ Honour and Conscience, to submit to the ig-
 ‘ nominous Terms attempted to be imposed up-
 ‘ on me by *M.* in support of his long-suspected
 ‘ Character; I must intreat you to prevail upon
 ‘ Mr. *Jackson*, for the Satisfaction of the Uni-
 ‘ versity, and my own Vindication, to insert a
 ‘ Copy of it, and *M*’s. Paper that occasioned it,
 ‘ in the next *Oxford Journal*. You may be as-
 ‘ sured that my Friends, amongst whom, I am
 ‘ not afraid to number all the Friends of Truth,
 ‘ shall have no Reason to be ashamed of my De-
 ‘ fence. For though it may be impossible for
 ‘ me, from my own Testimony, to produce *legal*
 ‘ Proofs of the Charge, (as those can scarcely be
 ‘ expected in an Affair of this Nature, carried on
 ‘ by a Man of consummate Artifice under his
 ‘ own Roof, where he was Master of his own
 ‘ Time,

Time, and had every Person at his Devotion)
 yet it is in my Power to bring together such
 a Train of Circumstances, as will clearly evince
 to the Understandings of Mankind, that some
 time before the Commission of the Faët, an
 Intrigue had been formed by *Maddock*; and
 that Miss *Kendrick* was fetched by him to his
 House, when it was ripe for an Accomplish-
 ment. This, though it should not preserve
 me from Ruin, will at least alleviate the Ca-
 lamities attending it; by proving to the World,
 how unmerited will be my Sufferings on this
 Account; how complicated are the Injuries
 which I have already received, and am still far-
 ther to experience; and, which must surely
 be Matter of Public Utility, by dragging into
 the open Day-light the insidious Injurer, who
 skulks behind the Letter of the Law to wound
 me with greater Security. He affects to make
 a Merit, you will observe, of declining to pro-
 secute me in a Court of Common Law, whither
 I could subpoena Miss *Kendrick's* Brother and
 some other Persons; but his Artifice is easily
 seen through. He is afraid (and this is his on-
 ly Reason for declining it,) lest he should there
 be exposed to the Danger of Detection; lest
 it might, probably, appear in the Course of
 their Examination, that his own House at Cat-
 worth is not the only Place where he has been
 introduced to the Acquaintance of Miss *Ken-
 drick*. I therefore thus publicly call upon him
 to prove, by the Affidavits of credible Persons;
 or to give me an Opportunity of bringing out
 the Truth from the Examination of some cer-
 tain Persons, who are, at this Instant, afraid
 of being called upon in a Court of Common
 Law; how he disposed of himself, and where
 he

‘ he spent the two Days and Nights, which he
 ‘ passed in *London*, in the beginning of *Decem-*
 ‘ *cember* last; when he left his Wife at his Bro-
 ‘ ther’s House at *Stanmore*; when he was met
 ‘ disguised in the *Strand*, by * *Mr. Robert Jen-*
 ‘ *ner*, in what that Gentleman assured me on
 ‘ *Thursday, December 29th*, he took to be a large
 ‘ brown Wig full of little Curls, over his own
 ‘ Hair; and when † *Miss Kendrick*, for the same
 ‘ Space of Time absented herself from her *public*
 ‘ Lodgings at *Eltbam*, and passed two Nights at
 ‘ a *private House* in *London*? I could wish to have
 ‘ this Question thoroughly discussed in the Court
 ‘ of *King’s-Bench*. But he avails himself, agree-
 ‘ ably to his usual Artifice, of the particular

* *Mr. Robert Jenner*, Brother of the *Rev. Dr. Jenner*, Arch-
 deacon of *Huntingdon*, told me, *December 29th, 1763*, in *London*,
 “ that he had met *Mr. Maddock*, a few Weeks before, in the
 “ *Strand*, so much altered (those were his words) that, though
 “ he had spent a fortnight (I think he said,) at his [*Maddock’s*]
 “ House the last Summer, he then scarcely knew him.” He
 added, what I immediately related as soon as I returned to *Ox-*
ford, “ that he apprehended him to have on a large brown
 “ Wig, full of little Curls, over his own Hair.” These I aver
 to be *Mr. Jenner’s* Words. Since this Detection of his appear-
 ing in disguise, *Maddock* has affected publicly to declare, in his
 own Neighborhood, “ that when he is in *London*, he makes
 “ no Scruple of walking the Streets in a *Scarlet Cloak*.” (In-
 deed that is a Colour the most suitable to his Purposes.) But I
 never heard of *Maddock’s* having made this Declaration, till
 after he had been met in the brown Wig, by *Mr. Jenner*; and
 in this said *Scarlet Cloak* by one of his own *Parishioners*.

† *Thomas Bascombe*, who drives the *Eltbam Stage-Coach*,
 told me, on *Friday, December 30th*, “ that about three Weeks
 “ before, he brought *Miss Kendrick* up to Town; that she
 “ staid in Town two Nights precisely; and that he carried her
 “ down again to *Eltbam*.” Whenever it is necessary, I can
 prove where she lay those two Nights.

‘ Mode of Process, pursued in the Courts of the
 ‘ University; from which all Examinations,
 ‘ *viva voce*, are, unhappily for me, excluded.

‘ As an * Action is commenced against me in
 ‘ the Vice Chancellor’s Court, and I am deter-
 ‘ mined to appear in Person to my Defence, I
 ‘ wish you would cause this Letter, and the o-
 ‘ ther Papers, to be printed by themselves, if Mr.
 ‘ *Jackson* does not chuse to insert them in his Pa-
 ‘ per; and to be distributed in the several Com-
 ‘ mon Rooms of the University. I know my-
 ‘ self to be in the right; I have Truth and Jus-
 ‘ tice on my Side: and though I should be ruin-
 ‘ ed by the Artifice and Oppression of an aban-
 ‘ doned Man of Fortune, whose Aim is, if pos-
 ‘ sible, to expel me from the University, and
 ‘ to throw me into Jail; yet, I still put my
 ‘ Trust in God who knows the Injuries under
 ‘ which I labour, that he will inspire me with
 ‘ Courage to stand the Shock, and will raise me
 ‘ up Friends to repair the Ruins of my †
 ‘ broken Fortune, by procuring me an Employ-
 ‘ ment agreeable to my Education, or my Pro-
 ‘ fession; and putting me in the Way of obtain-
 ‘ ing, what alone I now desire, a competent
 ‘ Maintenance. Thus shall I still be enabled,
 ‘ in Spite of the truly diabolical Malice of my
 ‘ Enemy, to live in Credit and Reputation; and
 ‘ after discharging my just debts (which is the

* From the Information of Mr. *Marlham*, in his Letter of
April 2d, which proved to be Premature.

† My Endeavours to bring this black Scene of Iniquity to
 light, have cost me little less than One Hundred and Sixty
 Pounds.

‘ only

only Consideration that can now make me desirous of Life) at length to die in Peace.

I am, &c.

London,
April 4, 1764.

J. KYNASTON.

Copy of a Letter to the Reverend Dr. Browne,
Vice-Chancellor of the University of Oxford.

Reverend Sir,

As soon as I was informed, by a Letter from Mr. Markham, how humanely you had interested yourself in the Affair depending in your Court, betwixt Mr. Maddock and me, to preserve me from Ruin, by recommending a public Recantation as the only effectual Means to prevent it; I thought it my Duty to address you by the Return of the Post, to testify the grateful Sentiments of my Heart for your very friendly Advice, (which, considering your total Ignorance of the Affair, I esteemed an Act of the greatest Condescension and Tenderness) and at the same Time to explain the Reasons, which render it impracticable for me, consistently with my Honour and my Conscience, to comply with it. In order to evince the Probability of the Charge alledged against that Gentleman, I occasionally mentioned in my Letter, "that his Conduct in private Life has long been as abandoned, as it is in public specious and plausible:" or Words to that Effect. In support of my Assertion, it seems necessary more fully to explain this. And since

‘ the Explanation of it will serve to shew you
 ‘ what Mr. *Maddock* is capable of doing, by
 ‘ what he has already done; and how familiarly
 ‘ conversant he is in Accusations and Prosecu-
 ‘ tions of the same Nature with those which are
 ‘ now brought before you; I must implore your
 ‘ Patience and Attention, whilst in justice to my-
 ‘ self, and for your thorough Conviction, I relate
 ‘ three several Facts of public Notoriety.

‘ I hope, Sir, you will not esteem this Relation
 ‘ impertinent, or foreign to the present Dispute;
 ‘ as from the Perusal of it you will learn, that Mr.
 ‘ *Maddock*’s Character with regard to Women,
 ‘ has, long before this Time, not only been
 ‘ strongly suspected, but publicly arraigned;
 ‘ that it has never yet been publicly vindicated;
 ‘ and that the Prosecution which in the Year 1757,
 ‘ was set on Foot for the Purpose of its Vindica-
 ‘ tion, and which was protracted *in terrorem*, for
 ‘ three successive Assizes, was at last as judici-
 ‘ ously and prudently dropped, as it had been
 ‘ weakly and wickedly commenced.

‘ The first Fact which I shall mention is so
 ‘ very notorious, that it would be a mere Waste
 ‘ of Time and Paper to dwell upon it. I will
 ‘ venture to say, there was not one Individual
 ‘ either in the University, or the City of *Oxford*,
 ‘ who, in the Year 1755, was unacquainted with
 ‘ the unwearied Pains, and the various Methods,
 ‘ which Mr. *Maddock* in that Year, which was his
 ‘ Year of Grace, took to seduce a remarkably
 ‘ handsome Maid Servant of Mr. *John Weston*,
 ‘ the Cook of *Brasen-Nose* College. When I
 ‘ came to reside in the University in *December* 1760,
 ‘ this Story was fresh in every ones Memory, and
 ‘ was in every ones Mouth. It was related to
 ‘ me by several Members of the College, with
 ‘ many

‘ many Particulars of his Infamy, by which he
 ‘ daily exposed himself to the Ridicule and
 ‘ Contempt of his Pupils. It was confirmed to
 ‘ me by his Brother-in-Law, Mr. *Samuel Malbon*,
 ‘ Apothecary in *Oxford*, with several additional
 ‘ Circumstances which I had not before heard.
 ‘ He mentioned particularly, that a very respect-
 ‘ able Personage of the first Rank and Character
 ‘ in the University, “ had declared to the late
 ‘ Rev. Mr. *Eaton*, Rector of *Aston*, (another
 ‘ Brother-in-Law of Mr. *Maddock*) what he had
 ‘ reported to Mrs. *Eaton*, she to Mrs. *Malbon*,
 ‘ her Sister, and Mrs. *Malbon* to my * Informant,
 ‘ that if Mr. *Maddock* had continued much longer
 ‘ in the University, he would have been the ruin
 ‘ of *Brasen-Nose College*.” ‘ But as the Story
 ‘ which gave Occasion to this Conversation,
 ‘ was at the Time when the Affair happened,
 ‘ the Subject of public Discourse, amongst the
 ‘ Members of the University, who beheld with
 ‘ equal Concern and Indignation a Clergyman,
 ‘ a Tutor, one who had passed through the Office

* Mr. *Malbon*, on Saturday, December 27, 1760, mentioned to
 me, in the Common Room of *Brasen-Nose College*, another
 Particular relative to the Conduct of Mr. *Maddock*, from an Ob-
 servation of Mrs. *Malbon*, when she was at *Catworth*, in the
 Autumn of the Year 1759; and confirmed it with an Oath.
 But as this Relation is of a Nature *too shocking for the Eye of the*
Public; I must refer the inquisitive Reader to Mr. and Mrs.
Malbon in Person. Mrs. *Malbon*, at the Period above referred
 to, had more than once, sounded me at a Distance (as I was then
 frequently conversant in *Maddock's* Family) on the Subject in-
 tended in this Note; but tho’ I well knew her meaning, (and
 when she reads this she will well know mine) and had, many
 Months before I saw her at *Catworth*, myself made the same Ob-
 servations which were then, intelligibly enough, intimated by her,
 and afterwards thoroughly explained, *nudis verbis*, by her Husband;
 I was studiously on my Guard, nor ever dropped the least Hint
 of my concurring with her in the Opinion, which she clearly
 shewed that she then entertained.

‘ of

of Proctor, and was at that very Instant en-
 gaged to, and daily expected to marry a Lady
 of great Merit, of Family and Fortune; de-
 voting his Time and Attention to a Servant
 Girl; laying Schemes sometimes to see her in
 Private at her Master's House, by endeavouring
 to impose upon her Mistress, and sending her
 out on frivolous Errands; at other Times in-
 ticing her into the College Garden, on Pre-
 tences equally frivolous; (tho' all his Artifices
 were detected, his Attempts defeated, and his
 infamous Passion scornfully rejected, through
 the Prudence of the Mistress, and the Honesty
 of the Maid) these several Facts are so well
 known, and so well attested, that I need not
 enlarge farther upon them.

The next Proof which I shall produce of Mr.
Maddock's general Character, is an Attempt
 that he made upon Mrs. *Long*, a Midwife in
Oxford; the Particulars of which I received
 likewise from Mr. *Malbon*, and have had since
 confirmed by several Gentlemen of Rank and
 Eminence in the University; who, when they
 read this Relation, can attest the Truth of it.
 Indeed this Story is little less notorious than
 the former. Mr. *Malbon's* Account of it is
 this. Mrs. *Long*, it seems, is famous for her
 Skill in the grafting and mending of Silk Stock-
 ings: under the Pretence of employing her in
 some Work of this kind, Mr. *Maddock* sent for
 her to attend him on a Sunday Evening, betwixt
 five and six o'Clock; which, it must be ob-
 served, is the usual Time of Prayers in *Brasen-*
Nose College. She came accordingly. As soon
 as she entered his Room, he locked the Door,
 and desired her to walk into his Bed-chamber;
 making Use of some Expressions, too gross for
 Re-

“ Repetition ; and too infamous for the Ears
 “ even of the lowest Vulgar: She immediately
 “ flew out into a violent Rage ; and after some
 “ vehement Expostulations, insisted on his un-
 “ locking the Door ; and threatening, in Case of
 “ a Refusal, to alarm the College Servants from
 “ the Window. These Menaces procured her
 “ Liberty ; the Consequence of which was, that
 “ she published this Account of *Maddock's* Be-
 “ haviour, and of the Business in which she was
 “ to have been employed, to the first Acquaint-
 “ ance she met with.”

‘ The last Instance I shall at present produce,
 ‘ in which Mr. *Maddock* has been publicly charg-
 ‘ ed with Incontinency, and after all the Parade
 ‘ of a Prosecution, has industriously declined a
 ‘ public Refutation of the Charge, for Reasons,
 ‘ which, whatever his Pretences may be, he must
 ‘ for ever find it difficult to reconcile with the
 ‘ Idea of Innocence to the common Apprehen-
 ‘ sions of Mankind ; deserves a more particular
 ‘ Discussion. And since it is in my Power tho-
 ‘ roughly to discuss it, I must here again, Sir,
 ‘ intreat your Patience, and your Pardon, whilst
 ‘ on my own account, as well as for the more ef-
 ‘ fectual Conviction of you, my Judge, who are
 ‘ appointed to pronounce Sentence upon me, I
 ‘ now attempt it.

‘ On Saturday, December 6, 1760, I received a
 ‘ very circumstantial Account of the whole Af-
 ‘ fair, from Mr. *William Croxton*, of *Catworth*, in
 ‘ the County of *Huntingdon*, one of Mr. *Maddock's*
 ‘ Parishioners. This is the Person against whom
 ‘ the Action was brought for Defamation ; whom
 ‘ *Maddock* endeavoured to intimidate by threat-
 ‘ ning him with the utter Ruin of his Fortune,
 ‘ if he would not retract, in the public Papers,
 ‘ what

“ what he had reported as Matter of public Con-
 “ versation ; but finding him determined, if
 “ possible, to prove the Charge, and able at
 “ length to prove it ; after alarming the whole
 “ County for three successive Assizes with the
 “ Expectation of a public Trial, he at last thought
 “ proper to disappoint them by prudently declin-
 “ ing to run the Risque of it.

“ The Story as related by Mr. Croxton is this.
 “ One Morning in the Month of May, 1757, “ Mr.
 “ Maddock went on Horseback to Brampton, a
 “ Village near Huntingdon, to give Orders con-
 “ cerning the carrying away a Rick of Hay
 “ which he had purchased in that Parish. In his
 “ return he overtook in a long Lane which is
 “ terminated by a noted Public House, called
 “ *Cremor's Hut*, a common Strumpet, very well
 “ known in that Neighbourhood. The Mistress
 “ of the Public House, being then in a Room
 “ above Stairs, which commands a View of the
 “ Lane, saw Maddock address himself to this
 “ Woman, and enter into Conversation with her.
 “ Upon this she came down, and told her Hus-
 “ band she suspected that there was an Appoint-
 “ ment then making betwixt a Gentleman on
 “ Horseback, and that Woman, whose Person
 “ and Profession were well known to both of
 “ them. The Husband stepped out of Doors,
 “ and from the back Part of the House (which
 “ they had by this Time passed) saw sufficient
 “ Reason to believe his Wife's Suspicions to be
 “ well grounded. He dogged them at a Distance,
 “ keeping still out of Sight, till they came to a
 “ very thick Hedge : On the one Side of it were
 “ Maddock and this Woman ; on the other, the
 “ Landlord of the Public House, and two
 “ Shepherds, whom he either found there, or
 “ joined

“ joined on the Road. Here *Maddock* alighted;
 “ and these three Men, who were all of them so
 “ near as to see and hear every Thing that passed;
 “ so near indeed, as to use their own Expressions,
 “ reported to me by Mr. *Croxton*, *they could have*
 “ *pulled him by the Skirts of his Coat all the Time*;
 “ then and there saw enough to justify the Charge
 “ of *Adultery*; which was by them, and after-
 “ wards by the Voice of the Public, fixed without
 “ reserve upon *Maddock*’s Character. They ad-
 “ ded one remarkable Circumstance; which is,
 “ that after the Crime was committed *Maddock*
 “ missed his Gold Watch; this occasioned an
 “ Expostulation with the Woman; who, stung
 “ with the Imputation of Theft, answered him in
 “ Terms not the most delicate. The Watch
 “ however had slipped down on the inside of his
 “ Breeches, to the Knee, and was there found
 “ by him. He then mounted his Horse, and
 “ rode off towards *Buckworth*; a Village of
 “ which the Rev. Dr. *Jenner*, Archdeacon of
 “ *Huntingdon*, is Rector: [it afterwards appeared
 “ that he had that Morning called in upon the
 “ Doctor; for he himself urged this in his De-
 “ fence, (that on the Morning of this Transaction
 “ he had been at *Buckworth*) when the Affair be-
 “ came public.] “ The Woman returned back
 “ to *Cremor*’s Hut, and immediately spent Six-
 “ pence; which she asserted was all the Money the
 “ ——— of a Parson (as she called him) had given
 “ her upon finding his Watch. She was much
 “ pressed to tell what he had given her before the
 “ Watch was missing; to this she answered in ge-
 “ neral that he had paid her handsomely; but
 “ would not acknowledge the Sum. [A plain
 “ Proof this, that *Maddock* is profuse of his Mo-
 “ ney for the Gratification of his Passions: What

* Profusion then may not be expected, when the
 * *Concealment of them* is found necessary to be at-
 * tempted?] *Maddock* had on that Day a close-bodi-
 " ed blue great Coat with black Buttons, and
 " Trimmings; which made the Woman believe
 " him to be a Clergyman. He rode a very remark-
 " able *little Horse*, which he has had many
 " Years; and which was perfectly well known
 " to the Landlord, and the Shepherds who de-
 " tected him. As soon as the Noise of this Af-
 " fair reached his Ears, he went down to the
 " Shepherds in order to intimidate them from
 " publishing this Story; and took the Rev. Mr.
 " *Hewit*, a *Northamptonshire* Clergyman, along
 " with him. This Account I had from Mr.
 " *Hewit's* own Mouth. *Maddock* rode that Day
 " a *different Horse*, a strong, dark Bay one
 " which he at that Time had: was dressed in a
 " *different great Coat*, a loose, wide, drab-co-
 " lored one; and had muffled up his Face with
 " a white Handkerchief, the more effectually to
 " disguise himself. He had mounted Mr. *Hewit*
 " on the *little Horse*; which the Men imme-
 " diately knew, and declared that the Person
 " who had committed the crime with the Wo-
 " man, was mounted on *that Horse*. Upon
 " this, Mr. *Hewit* added, *Maddock* took the Men
 " aside, and conferred with them in private for
 " some Time: but they were at too great a Dis-
 " tance for Mr. *Hewit* to hear the Conversation;
 " and *Maddock* never revealed it. This I aver
 " to be the Relation which I received from Mr.
 " *Hewit*; and which that Gentleman I doubt
 " not will at any Time publicly attest. [I know
 " his Sentiments well on this Subject; and the
 " Conclusion which he drew, (and indeed which
 " every one must draw) from *Maddock's* private
 " Conference with the Shepherds.]

* *Mad** *Not in the Original*

‘ *Maddock* finding himself thus detected, and
 ‘ his Character forever blasted, fixed upon Mr.
 ‘ *Croxton* as the Propagator of this Story; and
 ‘ by his subsequent Behavior seemed determined
 ‘ to make one bold Push to try whether he could
 ‘ not, by the Menaces of an Action at Law,
 ‘ recover his lost Reputation.’ “ He went to
 “ Mr. *Croxton* and told him, that he had suffici-
 “ ent Evidence to prove him the Reporter of
 “ this infamous Story; and that unless he would
 “ retract it in the public Papers, he was deter-
 “ mined to ruin him. Mr. *Croxton* answered,
 “ that as he was not the Author of the Story he
 “ would make no such Recantation; and as he
 “ was able to prove the Fact, he set him at De-
 “ fiance: adding, with such a Spirit as the Con-
 “ sciousness of Truth will ever inspire, that he
 “ would spend every Farthing he had in the
 “ World in his Defence; that he had ac-
 “ quired his Fortune by the Labour of his Hands,
 “ and his Children might do the same after him.
 “ An Action was then commenced: Mr. *Crox-*
 “ *ton* was ready to appear to it, and to prove his
 “ Charge. He had the Testimonies of the Men
 “ who saw the Fact committed: he also found
 “ Means to bring up the Woman with whom
 “ it was committed, from the County of *Durham*;
 “ and to plant her, dressed in Mens clothes, on
 “ a Sunday, opposite to *Maddock* in *Catworth*
 “ Church, in order to establish the Identity of
 “ his Person: Mr. Serjeant * * * * *, Mr.
 “ *Croxton*’s Council, being of Opinion, that
 “ though the Testimony of so infamous a Wo-
 “ man, if unsupported by other Evidence, would
 “ not be attended to by the Court; yet it might
 “ well serve to corroborate the Depositions of
 “ Persons of Character. After what has been
 “ said

“ said it may be needless to observe, that the
 “ Woman’s confronting of *Maddock* had the Ef-
 “ fect which Mr. *Croxton* expected from it: she
 “ knew him again perfectly well; and was wil-
 “ ling to testify, in Court, that she did so. I
 “ have before remarked the Event of this Pro-
 “ secution: after the Trial had been deferred by
 “ *Maddock* for three Affizes successively, and it
 “ was apprehended that Mr. *Croxton* was too well
 “ prepared to leave *Maddock* any the least
 “ Chance, that the solemn Determination of a
 “ Court of Justice would be favorable to his
 “ clerical Character or Fortune; the Latter had
 “ the Prudence and Discretion to decline the
 “ Danger by putting a Stop to any farther Pro-
 “ ceedings.

“ I have now, Sir, gone through what I pro-
 “ posed: I have shewn you what Crimes Mr.
 “ *Maddock* is capable of committing, by what he
 “ has before committed; and what he is capable
 “ of attempting, to conceal the Commission of
 “ them, and to preserve Appearances in the Eye
 “ of the World, by what he has already attempt-
 “ ed. And though he is possessed of the most
 “ consummate Artifice to assist him in the plan-
 “ ning, and a Fortune sufficiently ample to en-
 “ sure him Success, by the *Suppression of Evi-*
 “ *dence* in the executing of my Destruction; I
 “ despise his Power: I detest his Principles: I
 “ disdain his Proposals: I defy the utmost Efforts
 “ of his diabolical Malice: I know him to be a
 “ *bad Man*, and engaged in a *bad Cause*, and
 “ therefore I fear him not; I know myself to be
 “ engaged in a good one, to have *Truth* and *Jus-*
 “ *tice* on my Side, and am therefore sure in the
 “ End

‘ End to cover him with eternal Shame and Con-
 ‘ fusion, and finally to triumph over him: He
 ‘ may ruin my Fortune, for *this* World; but he
 ‘ never can destroy the invaluable Comforts ari-
 ‘ sing from a good Conscience, which tells me
 ‘ that I am in the Right; that *he* is the *Injurer*,
 ‘ and *I* the *Injured*. He may, perhaps, deprive
 ‘ me of my Liberty; but he never can depress
 ‘ my Spirits: he may, probably, through a De-
 ‘ ficiency of *legal* Proofs, carry his Cause at the
 ‘ Bar of an earthly Tribunal; but I appeal for
 ‘ Justice unto GOD, and shall with Patience and
 ‘ Resignation await the award of the Tribunal
 ‘ of Heaven.

I am, &c.

London,
 April 5, 1764.

J. KYNASTON.

F I N I S.



The first of these is the fact that the
 government has been unable to raise the
 necessary funds to meet its obligations.
 This is due to a number of factors, including
 the fact that the government has been unable to
 collect the necessary taxes, and the fact that
 the government has been unable to borrow the
 necessary funds from the international market.
 The second factor is the fact that the
 government has been unable to implement the
 necessary reforms to the economy. This has
 led to a number of problems, including
 inflation, unemployment, and a general
 decline in the standard of living. The third
 factor is the fact that the government has
 been unable to maintain a stable political
 environment. This has led to a number of
 problems, including corruption, and a
 general lack of confidence in the government.
 These factors have all contributed to the
 current economic crisis. The government must
 take immediate action to address these
 problems, or the crisis will continue to
 worsen.

• • • • •

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

A P P E N D I X.

Atque hæc, Judices, quæ vere dicuntur a nobis, facilius credetis, si cum animis vestris longo intervallo recordari C. Staleni vitam et naturam volueritis. Nam perinde ut opinio est de cujusque moribus, ita quid ab eo factum et non factum sit, existimari potest.

CICERO.

Cujus etiam mores ac priora gesta faciunt, ut quod alioqui probabile futurum erat, pro comperto possit haberi.

ERASMUS.

Sed neque reum prohibeo, quo minus cuncta proferat, quibus innocentia ejus sublevari, aut si qua fuit iniquitas Germanici, coargui possit.

TACITUS.

THE AFFIDAVIT OF JOHN KYNASTON.

IN CHANCERY.

JOHN KYNASTON of Bovington, in the County of Hertford, Clerk, maketh Oath and faith, that the several Facts related, as from the Knowledge of him this Deponent, in a certain Pamphlet entitled,—“ *A Collection of Papers relative to the Prosecution now carrying on in the Chancellor’s Court in Oxford, against Mr. Kynaston, by Matthew Maddock, Clerk, Rector of Catworth and Holywell, in the County of Huntingdon, and Chaplain to his Grace the Duke of Manchester; for the Charge of ADULTERY alledged against the said*

“Matthew Maddock, by John Kynaſton, *M. A.*” — under the Article entitled, — “*The Caſe of John Kynaſton,*” — from Page 1ſt to Page 8th, containing in the whole fourteen Pages (including ſix Pages that are doubly number’d) are all true as there related.

This Deponent further maketh Oath and faith, that the ſeveral Accounts, of the ſeveral *Eloplements*, of the ſaid *Matthew Maddock*, from *Catworth*, as related in Page the 7th (which is diſtinguiſhed by an Aſteriſm) namely, on *Monday May* the 24th [till *Saturday May* the 29th] and from *Sunday June* the 27th, to *Thursday July* the 8th, 1762; and on *Monday April* the 11th 1763; he, this Deponent, received from the Information of the Reverend *John Kippax*, Doctor in Divinity, Rector of *Brington*, which this Deponent believeth to be in the County of *Huntingdon*.

This Deponent further maketh Oath and faith, that the Account of the ſaid *Matthew Maddock*’s having been in *London* ſome time betwixt *Monday April* the 11th, the day of his Departure from *Catworth*, and *Friday April* 22d 1763, as mentioned in Page the 8th (which is diſtinguiſhed by an Aſteriſm) he, this Deponent, received from the Information of a Note, written, as this Deponent verily believes, by *Samuel Malbon*, of the City of *Oxford*, Apothecary, and delivered on the ſaid *Friday April* the 22d, in the Preſence of this Deponent, by the Servant of the ſaid *Samuel Malbon*, to the Reverend *Thomas Barker*, Clerk, one of the Fellows of *Braſen Noſe College*; which Note he, this Deponent, read, and depoſeth it to have contained to the Purport above recited.

This Deponent further maketh Oath and faith, that on *Saturday April* the 30th 1763, he, this Deponent, received from *Thomas Baſcombe*, the Youth

who at that time drove the *Eltbam Stage Coach*, the Account concerning the taking up of two Gentlemen in the Yard of the *Spread Eagle Inn* in *Grace Church Street*, in the City of *London*, as related in Page the 9th, (which is distinguished by an Asterism); the one of whom he the said *Thomas Bascombe* declared, "that he knew to be the Brother of the Young Woman who was at that time lying in at the House of ——— *Lawrance*, at *Eltbam*," in the County of *Kent*; and the other, he the said *Thomas Bascombe* described to be, "about the size of this Deponent; of a ruddy Complexion; and that he wore his own Gray Hair:" with every other Particular as at large recited in Page the 9th, (which is distinguished by an Asterism) as Reference being thereunto had may more fully appear.

This Deponent further maketh Oath and faith, that he hath now in his Custody the Original of the Examination of the said *Thomas Bascombe*, as taken on the 2d Day of *May* 1763, by the Reverend *William Higginson*, Clerk, at that time Curate of *Eltbam*, in the hand Writing of the said *William Higginson*; and that the Copy of the said Examination as recited in Page the 10th, (which is distinguished by an Asterism) is a true and literal Copy.

This Deponent further maketh Oath and faith, that the Account which he hath asserted in Note the first, Page the 17th of the said Pamphlet, entitled,—"A Collection of Papers, &c."—that he received from *Robert Jenner*, Gentleman, on the 29th Day of *December* 1763, is the real Account which this Deponent did then receive from the said *Robert Jenner*; and that the Words which this Deponent hath averred to have been uttered by

the said *Robert Jenner*, on the Day aforesaid, are the identical Words which the said *Robert Jenner* did then utter.

This Deponent further maketh Oath and faith, that the said *Robert Jenner*, on the said 29th Day of *December*, related to him this Deponent, that on the same Day on which he the said *Robert Jenner* met the aforesaid *Matthew Maddock*, in the *Strand*, as mentioned in Page the 17th of the said Pamphlet; he the said *Matthew Maddock*, told the said *Robert Jenner*, that “ *he had left his Wife at his Brother’s House, and had himself been two Nights in Town.* ”

This Deponent further maketh Oath and faith, That the Account which he hath asserted in Note the 2d, Page the 17th of the said Pamphlet, that he received from *Thomas Bascombe* aforesaid, on the 30th Day of *December 1763*, is the real Account which this Deponent did then receive from the said *Thomas Bascombe*.

This Deponent further maketh Oath and faith, That the Account of the Attempt, which the said *Matthew Maddock* made to “ *seduce a Servant Maid of John Weston, the Cook of Brasen Nose College,* ” he, this Deponent, received from the Information of *Samuel Malbon* aforesaid; with the several Particulars as recited in Pages the 20th, 21st, and 22d, of the said Pamphlet: excepting only the Circumstance of his the said *Matthew Maddock’s* “ *inticing her into the College Garden;* ” which this Deponent received from the Information of another Person.

This Deponent further maketh Oath and faith, That the following is as minute an Account of the “ *particular* ” Circumstance “ *relative to the Conduct of the said Matthew Maddock,* ” which in the Note, Page the 21st of the said Pamphlet, is as-

serted to have been "*mentioned*" to this Deponent, "*on Saturday, December the 27th, 1760, by Samuel Malbon*" aforesaid, "*from the Observation of [Susanna] his Wife;*" as this Deponent thinks it proper, in Point of Decency, to print and publish: viz. *that on the said 27th Day of December, he, this Deponent, in the common Room of Brasen Nose College, gave the said Samuel Malbon a summary Account of the Injury done to this Deponent, by the adulterous Behavior of the said Matthew Maddock, in his own House, in the Month of September preceding this Relation (which Injury this Deponent intends hereafter minutely to explain, and fully to prove to the Understanding of the University); and* [redacted] *in Confirmation of which, the said Deponent shewed* [redacted] *Matthew Maddock, made use of some certain, clear, plain Expressions, incapable of Misinterpretation, or Misconstruction, as conveying the Result of his, the said Samuel Malbon's Wife's Observations, made in the Year preceding [1759.] in the House of the said Matthew Maddock; at Catworth: which Expressions this Deponent upon his Oath asserteth to mean and purport, as followeth; namely, "that she the said Susanna Malbon was convinced, that he, the said Matthew Maddock, had committed INCEST in his own House."*

This Deponent further maketh Oath and saith, that he hath the *identical Expressions* of the said *Samuel Malbon*, in which the *Conviction* of the said *Susanna Malbon* was conveyed, now by him in *Writing*: that the said *Expressions* are both *prophane* and *obscene*, and therefore absolutely improper and unfit to be printed and published, in the *Form* in which they were uttered: but that this Deponent

is ready to exhibit them in a *Court of Judicature*, whenever he shall be properly called upon so to do.

This Deponent further maketh Oath and faith, that the Account of the "*Attempt made by the said Matthew Maddock on Mrs. — Long, of the City of Oxford,*" he this Deponent received from the Information of *Samuel Malbon* aforesaid; with every particular Circumstance relative thereto, as recited in Pages the 22d and 23d of the said Pamphlet: as Reference being thereunto had may more fully appear.

This Deponent further maketh Oath and faith, that the Account of the said *Matthew Maddock's adulterous Commerce* with a "*common Strumpet,*" which is recited at large, and marked with *double inverted Commas*, in Pages the 24th, 25th, 26th, 27th, and 28th of the said Pamphlet; is the *identical Account* which this Deponent received from the Information of *William Croxton*, of *Great Catworth*, in the County of *Huntingdon*, Butcher: save and except only, that this Deponent doth not peremptorily attest upon Oath the "*noted Public House,*" mentioned in Page the 24th, of the said Pamphlet, to be known and distinguished by the Name of "*Cremor's Hut*;" though he verily believeth that to be the general Name of it.

This Deponent further maketh Oath and faith, that the Account of the said *Matthew Maddock's* "*going down to the Shepherds, and taking the Reverend Mr. Hewett along with him,*" as recited in Page the 26th of the said Pamphlet, is, as far as it is marked with *double inverted Commas*, the *identical Account* which this Deponent received from the Information of the said Reverend Mr. *Hewett*, of *Clapton*, in the County of *Northampton*.

A P P E N D I X.

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This Deponent further maketh Oath and faith, that he hath not, throughout the Whole of his Pamphlet, to the best of his Knowledge, related any one false Fact, or Circumstance; or misrepresented, or misinterpreted any one true one.

JOHN KYNASTON.

Sworn the 27th of Nov^r.
1764, at the Public
Office, before me,

P. HOLFORD.

Note; The Deponent, by the last Article of the above Affidavit, intendeth to attest the several "*Facts,*" and "*Circumstances throughout the Whole of his Pamphlet,*" (beginning with "*The Case of John Kynaston*") from Page the 1st to Page 28th inclusive, which are respectively *deposed*; to be equally free from "*Misrepresentation*" and *Misconstruction*, as from "*Falshood:*" but meaneth not to comprehend, under the general Term "*Circumstance,*" any *Remarks,* or *Observations of his own,* that are not inserted in his *Depositions.* He thinketh it necessary farther to observe, that the Article entitled, "*The Case of John Kynaston,*" from Page the 1st to Page the 10th inclusive, was written in *Easter Term* last.

NOV^r. 27, 1764.

J. KYNASTON.

W. H. L. FORD

1877

